

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

**Docket Number
MESH006**

First Named Inventor: John M. Belcea Art Unit: 2616
Application Number: 09/846,434 Examiner: LY, Anh Vu H.
Filed: May 2, 2001
Title: TIME DIVISION PROTOCOL FOR AN AD-HOC, PEER-TO-PEER RADIO
NETWORK HAVING COORDINATING CHANNEL ACCESS TO SHARED
PARALLEL DATA CHANNELS WITH SEPARATE RESERVATIONS
CHANNEL

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450
FAX: (571) 273-8300

Note: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus any extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee—required for all utility and plant applications filed Before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity – fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.
☒ Other than small entity – fee \$ \$1500.00 (37 CFR 1.17(m))

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of
RCE Transmittal / Amendment / Terminal Disclaimer

- ☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____

- ☐ has been paid previously on _____
☐ is enclosed herewith.

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(PTO/SB/64 (10.05))

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

3. Terminal Disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ --- for a small entity or --- for other than a small entity) disclaiming the required period of time is enclosed herewith (See PTO/SB/63)

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. An amendment was timely filed on January 12, 2006 in response to an office action dated October 27, 2005 in which a 3 month shortened statutory period for reply was set. The amendment transmittal form unintentionally include a typographical error in which the application serial number was incorrectly typed as 09/847,434 instead of the correct application serial number of 09/846,434. Applicant used diligence in inquiring with the examiner in June 2006 of the status of this amendment and following up with the examiner to discuss the amendment thereafter. A notice of abandonment dated September 5, 2006 due to the serial number mis-typing was received by the Applicant. This petition is in response to this notice of abandonment.

5. ☒ The Commissioner is hereby authorized to charge any fees which may be required or credit any overpayment, to Deposit Account Number 502117, Motorola, Inc.

September 27, 2006
Date

/Randi L. Karpinia/
Signature

954-723-6449
Telephone Number

Randi L. Karpinia, Reg. No. 46,148
Typed or printed name

Motorola, Inc., Law Department
8000 W. Sunrise Blvd.
Address
Plantation, Florida 33322
Address

- Enclosures: ☒ Fee Payment
☒ Reply (**RCE Transmittal / Amendment / Terminal Disclaimer**)
☐ Terminal Disclaimer Form
☐ Additional sheets containing statements establishing unintentional delay
☒ Other: **Powers of Attorney with accompanying papers, Change in Correspondence Address, request for a docket number change.**

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first-class mail in an envelope addressed to: **Mail Stop Petition**, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

- ☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark office at (571) 273-8300.

Date

Signature

Typed or printed name of person signing certificate